# IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF GEORGIA NEWNAN DIVISION

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) CIVIL ACTION FILE NO
) 3:08-CV-134-JTC
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### JOINT STIPULATION OF SETTLEMENT

COME NOW, the parties in this matter to notify the court of mediated settlement of the matter as follows:

1.

On January 31, 2011, The Honorable Judge Willis B. Hunt, Jr. entered an order that among other things required the parties to mediate the case within 30 days of the close of the extended discovery period. [Doc. 76] The case has recently been reassigned to the Honorable Thomas W. Thrash, Jr. [Doc. 87]

2.

The parties mediated the case on April 20, 2011, before a Certified Neutral Roger Mills.

3.

The parties have agreed to a resolution of the case and anticipate filing a Dismissal with Prejudice after the terms of

the settlement are memorialized and the closing documents executed.

WHEREFORE, the parties respectfully stipulate to a Settlement of the case.

This 22<sup>nd</sup> day of April, 2011.

#### PREPARED AND CONSENTED TO BY:

/s/ David V. Johnson

DAVID V. JOHNSON, ESQ.
Georgia Bar No. 393310

MOSES KIM, ESQ.
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### CONSENTED TO BY:

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### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have electronically filed the **JOINT STIPULATION OF SETTLEMENT** with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

## Counsel for Plaintiff

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I FURTHER CERTIFY that the undersigned responsible for service of the above document acknowledges that he is in possession of the original of the foregoing and the custodian thereof, the same to be held in accordance with the local rule.

This 22<sup>nd</sup> day of April, 2011.

Respectfully submitted,

/s/ David V. Johnson
DAVID V. JOHNSON, ESQ.
Georgia Bar No. 393310
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